

DECLARATION AND POWER OF ATTORNEY

As below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names.

/ We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled **FLOOR SWEEP ASSEMBLY FOR A GRAIN DRYER HAVING SUPPORT MEMBERS AND WIPERS WHICH ARE SPACED APART FROM EACH OTHER BY SPACING MEMBERS AT INTERSECTIONS FORMED THEREBETWEEN**, the specification of which is filed herewith.

/ We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims.

/ We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulation, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>60/054,171</u> (Application Serial No.)	<u>07/30/97</u> (Filing Date)	<u>Pending</u> (Status)	<u>(Patented, Pending, Abandoned)</u>
<u> </u> (Application Serial No.)	<u> </u> (Filing Date)	<u>(Status)</u>	<u>(Patented, Pending, Abandoned)</u>
<u> </u> (Application Serial No.)	<u> </u> (Filing Date)	<u>(Status)</u>	<u>(Patented, Pending, Abandoned)</u>

We hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Paul J. Maginot, Registration No. 34,984
Bradford G. Addison, Registration No. 41,486
Harold C. Moore, Registration No. 37,892
Jeffrey B. Huter, Registration No. 41,086
Shawn D. Bauer, Registration No. P41,603

Address all telephone calls to: Paul J. Maginot at (317) 638-2922
Address all correspondence to: Maginot, Addison & Moore
Bank One Center/Tower
111 Monument Circle, Suite 3000
Indianapolis, Indiana 46204

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first co-inventor: Terry L. McKenzie
Inventor's signature: Terry L. McKenzie
Date: 7-29-98
Residence: 7141 Tousley Drive
Indianapolis IN 46256
Citizenship: United States of America
Post Office Address: same as above

Full name of second co-inventor: Paul W. Peterson
Inventor's signature: Paul W. Peterson
Date: 7-29-98
Residence: 549 Buffalo Run Drive
Indianapolis IN 46227
Citizenship: United States of America
Post Office Address: same as above

Full name of third co-inventor: Wesley L. Peterson
Inventor's signature: Wesley L. Peterson
Date: 7-29-98
Residence: 10805 Dogleg Drive
DeMotte IN 46310
Citizenship: United States of America
Post Office Address: same as above

Applicant or Patentee: McKenzie et al. Attorney Docket No: 1571-0002

Appl. or Patent No.: to be assigned

Filed or Issued: filed herewith

For: **FLOOR SWEEP ASSEMBLY FOR A GRAIN DRYER HAVING SUPPORT MEMBERS AND WIPERS WHICH ARE SPACED APART FROM EACH OTHER BY SPACING MEMBERS AT INTERSECTIONS FORMED THEREBETWEEN**

**Verified Statement (Declaration) Claiming Small Entity Status
(37 C.F.R. §§ 1.9(c) and 1.27(b)) - Independent Inventor**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 C.F.R. § 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, with regard to the invention entitled **FLOOR SWEEP ASSEMBLY FOR A GRAIN DRYER HAVING SUPPORT MEMBERS AND WIPERS WHICH ARE SPACED APART FROM EACH OTHER BY SPACING MEMBERS AT INTERSECTIONS FORMED THEREBETWEEN** described in

☒ the specification filed herewith
☐ application no. _____, filed _____
☐ patent no. _____, issued _____

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. § 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

Each person, concern or organization to which I have assigned, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☐ no such person, concern, or organization
☒ persons, concerns or organizations listed below*

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27)

NAME ffi Corporation
ADDRESS 5900 Elmwood Avenue, Indianapolis, IN 46203
() INDIVIDUAL (X) SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

NAME _____
ADDRESS _____
() INDIVIDUAL (X) SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Terry L. McKenzie
Name of Inventor

Terry L. McKenzie Date: 7-29-98
Signature of Inventor

Applicant or Patentee: McKenzie et al. Attorney Docket No: 1571-0002

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Paul W. Peterson
Name of Inventor

Paul W. Peterson Date: 7-27-98
Signature of Inventor

Applicant or Patentee: McKenzie et al. Attorney Docket No: 1571-0002

Appl. or Patent No.: to be assigned

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**Verified Statement (Declaration) Claiming Small Entity Status
(37 C.F.R. §§ 1.9(c) and 1.27(b)) - Independent Inventor**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 C.F.R. § 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, with regard to the invention entitled **FLOOR SWEEP ASSEMBLY FOR A GRAIN DRYER HAVING SUPPORT MEMBERS AND WIPERS WHICH ARE SPACED APART FROM EACH OTHER BY SPACING MEMBERS AT INTERSECTIONS FORMED THEREBETWEEN** described in

☒ the specification filed herewith
☐ application no. _____, filed _____
☐ patent no. _____, issued _____

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. § 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

Each person, concern or organization to which I have assigned, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☐ no such person, concern, or organization
☒ persons, concerns or organizations listed below*

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27)

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ADDRESS 5900 Elmwood Avenue, Indianapolis, IN 46203
() INDIVIDUAL (X) SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

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ADDRESS _____
() INDIVIDUAL (X) SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Wesley L. Peterson
Name of Inventor

Wesley L. Peterson Date: 7-29-98
Signature of Inventor

Applicant(s) or Patentee(s): McKenzie et al. Attorney Docket No. 1571-0002

Appl. or Patent No.: to be assigned

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**Verified Statement (Declaration) Claiming Small Entity Status
(37 C.F.R. §§ 1.9(d) and 1.27(c)) – Small Business Concern**

I hereby declare that I am

☐ the owner of the small business concern identified below:

☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN ffi Corporation

ADDRESS OF SMALL BUSINESS CONCERN 5900 Elmwood Avenue, Indianapolis, IN, 46203

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. § 121.3-18, and reproduced in 37 C.F.R. § 1.9 (d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled FLOOR SWEEP ASSEMBLY FOR A GRAIN DRYER HAVING SUPPORT MEMBERS AND WIPERS WHICH ARE SPACED APART FROM EACH OTHER BY SPACING MEMBERS AT INTERSECTIONS FORMED THEREBETWEEN by inventor(s) McKenzie et al. described in

☒ the specification filed herewith

☐ application no. _____, filed _____

☐ patent no. _____, issued _____

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. § 1.9(c) if that person made the invention or by any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27)

NAME _____

ADDRESS _____

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

NAME _____

ADDRESS _____

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Thomas L. Weintraut

TITLE IN ORGANIZATION Executive Vice President and COO

ADDRESS OF PERSON SIGNING 5900 Elmwood Avenue, Indianapolis, IN, 46203

SIGNATURE Thomas L. Weintraut DATE 7/29/98